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June 13, 2008

ECF: ____

Via ECF and U.S. Mail
Without Prejudice
Judge Denny Chin
United States District Court
Southern District of New York
Room 1020
500 Pearl Street
New York, NY 10007-1312

Re: Sandoval Canela v. The Tire Depot, Inc., et al., 07CV6797

Dear Judge Chin:

I represent defendant above-referenced. As the Court is aware, defendant has not filed its answer to the complaint and pursuant to my first application for enlargement granted by the Court on June 5, 2008, the answer is due today.

I am awaiting a return call from plaintiff's counsel, as he is in Court. I intend to tender an offer of settlement to him and, if possible, settle the case. This may require several days. In the interests of judicial economy and for all concerned, I must ask for a final enlargement until June 30, 2008 to file and serve our answer, in the event the case cannot be settled. On Wednesday of this week, I obtained authority to settle the case. I was delayed in Suffolk County Supreme Court most of the day yesterday and could not communicate to the Court earlier.

Thank you.

Respectfully,


RUTH M. POLLACK (RP1407)

RMP: lb

Cc: Jose A. Juarez

Armando Juarez

Helen F. Dalton, Esq. & Assoc. Via ECF and Mail

CERTIFICATION OF SERVICE BY ECF

RUTH M. POLLACK, AN ATTORNEY DULY ADMITTED TO PRACTICE LAW IN THE EASTERN DISTRICT OF THE STATE OF NEW YORK, UNDER THE PENALTIES FOR PERJURY, CERTIFIES AS FOLLOWS:

One June 13, 2008, I served the within Plaintiff's Letter Motion for Leave to File Answer by June 30, 2008, Re: **Sandoval Canela v. The Tire Depot, Inc., et al., 07CV6797** upon the following parties by ECF and Mail by placing the letter in postage paid envelope and depositing it in an official US Mail repository addressed as follows:

Helen F. Dalton & Assoc. PC
69-12 Austin Street
Forest Hills, NY 11375

Dated: Riverhead, New York
June 13, 2008


RUTH M. POLLACK (RP1407)